

FCC Form 364
May 1980

United States of America
FEDERAL COMMUNICATIONS COMMISSION

File No.: BPFT-840410ME

Call Sign: K265BJ

CONSTRUCTION PERMIT

FM

BROADCAST TRANSLATOR STATION

Subject to the provisions of the Communications Act of 1934, subsequent acts, and treaties, and all regulations heretofore or hereafter made by this Commission, and further subject to conditions set forth in this permit, the permittee is hereby authorized to construct a station hereinafter described.

1. Name of Permittee: PENINSULA COMMUNICATIONS, INC.
2. Principal community to be served: KENAI, SOLDOTNA, AK
3. Primary station: KGTL(AM), 620 KHz, HOMER, AK
4. Via: VIA: KGTL-FM, SCA, HOMER, AK
5. Operating assignment: Channel #265A, 100.9 MHz
6. Hours of operation: Unlimited.
7. Transmitter: JONES, J-316 + J-319 + QEI 675T150 AMPLIFIER
8. Transmitter power output: 100 watts
9. Transmitting antenna location: MILE 3.5 KENAI SPUR ROAD, ALASCOM RADIO RELAY SITE, SOLDOTNA, AK
10. North Latitude: 60° 31' 57"
West Longitude: 151° 04' 51"
11. Transmitting Antenna: SCALA HDCA-10 10 ELEMENT YAGIS, STACKED,
12. Antenna supporting structure: MAST-MOUNTED ON PLATFORM ON A STEEL TOWER
13. Overall height above ground: 315 FEET
14. Main radiation lobe oriented: 90, 170, 235 AND 300 DEGREES, TRUE
15. Obstruction marking specifications: In accordance with the following paragraphs of FCC Form 715 (attached): 1, 3, 12 & 21.
16. Conditions
17. Date of required completion of construction: November 7, 1985

This permit DOES NOT AUTHORIZE OPERATION OF THE FACILITIES SPECIFIED HEREIN except for the conduct of EQUIPMENT TESTS pursuant to Section 74.13 of the Commission's Rules.

This permit shall be automatically forfeited if the station is not ready for operation within the time specified or within such further time as the Commission may allow for good cause shown.

Dated: November 7, 1984

FEDERAL
COMMUNICATIONS
COMMISSION



50

Section VII**Equal Employment Opportunity Program**

Does the applicant propose to employ five or more fulltime employees?

☐ YES ☒ NO

If the answer if Yes, the applicant must include an EEO program called for in the separate 5 Point Model EEO Program.

Section VIII**Certification**

Has or will the applicant comply with the public notice requirement of Section 73.3580 of the Commission's Rules? ☒ YES ☐ NO

The APPLICANT hereby waives any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

The APPLICANT acknowledges that all the statements made in this application and attached exhibits are considered material representations, and that all exhibits are a material part hereof and incorporated herein.

The APPLICANT represents that this application is not filed for the purpose of impeding, obstructing, or delaying determination on any other application with which it may be in conflict.

In accordance with Section 1.65 of the Commission's Rules, the APPLICANT has a continuing obligation to advise the Commission, through amendments, of any substantial and significant changes in information furnished.

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND IMPRISONMENT.

U.S. CODE, TITLE 18, Section 1001.

I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith.

Signed and dated this 31 day of October, 1985

Peninsula Communications, Inc

Name of Applicant

David F. Becker

Signature

David F. Becker

President

Title

**FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT
AND THE PAPERWORK REDUCTION ACT**

The solicitation of personal information requested in this application is authorized by the Communications Act of 1934, as amended. The principal purpose for which the information will be used is to determine if the benefit requested is consistent with the public interest. The staff, consisting variously of attorneys, accountants, engineers, and application examiners, will use the information to determine whether the application should be granted, denied, dismissed, or designated for hearing. If all the information requested is not provided, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide the missing information. Accordingly, every effort should be made to provide all necessary information. Your response is required to obtain the requested Authority.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, DECEMBER 31, 1974, 5 U.S.C. 552a(e)(3) AND THE PAPERWORK REDUCTION ACT OF 1980, P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3507.

receipt
COPY

SOUTHMAYD POWELL TAYLOR & BOWEN
ATTORNEYS AT LAW
1764 CHURCH STREET, N.W.
WASHINGTON, DC 20036

(202) 797-8822

JEFFREY D. SOUTHMAYD

October 29, 1985

RECEIVED

NOV - 6 1985

FCC
Office of the Secretary

Mr. William J. Tricarico, Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

Re: Peninsula Communications, Inc.
BPFT-840410ME
K265BJ

Dear Mr. Tricarico:

Transmitted herewith in triplicate, on behalf of Peninsula Communications, Inc. is an FCC Form 346 seeking a change in the input source for the above-referenced translator.

Please contact the undersigned should you have any questions concerning this matter.

Very truly yours,


Jeffrey D. Southmayd

Enclosure

JDS/vs

COMMISSION USE ONLY

File No.

APPLICATION FOR AUTHORITY TO CONSTRUCT OR MAKE CHANGES IN A LOW POWER TV, TV TRANSLATOR OR FM TRANSLATOR STATION
(Carefully read instructions before filling out form—RETURN ONLY FORM TO FCC)

Section 1

GENERAL INFORMATION

1. Name of Applicant

PENINSULA COMMUNICATIONS, INC.

Street Address

P. O. BOX 103

City

6, 6, 1, 4, 0, D, I, A, M, O, N, D, H, O, M, E, R
R, I, D, G, E, R, O, A, D

State

A, K

ZIP Code

9, 9, 6, 0, 3

Telephone No. (include area code)

2. This application is for: (check one box)

☒ FM Translator

☐ Low Power Television

☐ Low Power TV-Subscription TV
(FCC approved technical system)

☐ TV Translator

(a) Channel No.

2, 6, 5

(b) Community of License

City

K, E, N, A, I, - S, O, L, D, O, T, N, A

State

A, K

(c) Check the appropriate boxes below:

(1) New Station

☐

*(2) Modification of Construction Permit (CP)

(Check this box only if CP is not covered by an operating license).

☒

CP File No.

BPFT-840410ME

(3) Change in licensed facilities

☐ (check Major or Minor)

Major ☐

Minor ☐

Call Letters

K265BJ

Application Reference No.

** (4) Amendment of pending application

☐

Note: *If the proposed change is "minor" pursuant to Section 73.3572 of the Commission's Rules attach plots, comparing the existing and proposed protected signal contours as Exhibit No.

**For amendments to a previously filed application, submit only Section I and those portions of the form that contain the amended information.

3. (a) Is this application mutually exclusive with a renewal application?

☐ Yes ☒ No

(b) To the applicant's knowledge, is this application mutually exclusive with another application(s)?

☐ Yes ☒ No

If the answer to question 3(a) or 3(b) is Yes, state the following information.

Call letters or File No.

Community of License

City

State

(a) _____

(b) _____

GENERAL INFORMATION

YES NO

4. (a) Is translator applicant the licensee of primary station?

☒ ☐

(b) If answer to 4(a) is No, has written authority been obtained from the licensee of the station whose programs are to be retransmitted?

☐ ☐

5. Station Identification.

The Applicant certifies that it will comply with applicable station identification rules. See Sections 73.1201, 74.783 and 74.1283 of the Commission's Rules.☒ ☐

6. Is type approved broadcast equipment being specified?

☒ ☐

If No, indicate date equipment was submitted to FCC Laboratory for approval.

7. Would a Commission grant of your application be a major action as defined by Section 1.1305 of the Commission's Rule?

☐ ☒

If Yes, attach as Exhibit No. _____ the required statement in accordance with Section 1.1311 of the Commission's Rules.

If No, explain briefly. **None of the provisions of Section 1.1305(a) is applicable.**8. If the application is for a new FM translator, have any funds, legal or engineering services or anything else of value been furnished, directly or indirectly, by the licensee or permittee of any FM broadcast station or any person associated with such station? **N/A**☐ ☐

If Yes, attach an explanation as Exhibit No. _____, identifying the source and nature of the financial support or assistance.

Section II

LEGAL QUALIFICATIONS

Applicant's Name _____

1. Applicant is (check one of the following):

☐ an individual ☐ a general partnership ☐ a limited partnership ☒ a corporation ☐ other

2. If the applicant is an unincorporated association or a legal entity other than an individual, partnership or corporation, describe in Exhibit No. _____ the nature of the applicant.

CITIZENSHIP AND OTHER STATUTORY REQUIREMENTS

YES NO

3. (a) Is the applicant in compliance with the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments? ☒ ☐

(b) Will any funds, credit, etc., for the construction, purchase or operation of the station(s) be provided by aliens, foreign entities, domestic entities controlled by aliens, or other agents? ☐ ☒

If yes, provide particulars as Exhibit No. _____.

4. (a) Has an adverse finding been made, adverse final action taken or consent decree approved by any court or administrative body as to the applicant or any party to the application in any civil or criminal proceeding brought under the provisions of any law related to the following: any felony, antitrust, unfair competition, fraud, unfair labor practices or discrimination? ☐ ☒

(b) Is there now pending in any court or administrative body any proceeding involving any of the matters referred to in 4(a)? ☐ ☒

If the answer to 4(a) or 4(b) is Yes, attach as Exhibit No. _____, a full disclosure concerning the persons and matters involved, identifying the court or administrative body and the proceeding (by dates and file numbers), stating the facts upon which the proceeding was based or the nature of the offense committed, and disposition or current status of the matter.

YES NO

5. Has the applicant or any party to this application had any interest in:

(a) an application which has been dismissed with prejudice by the Commission? ☐ ☒

(b) an application which has been denied by the Commission? ☐ ☒

(c) a broadcast station, the license for which has been revoked? ☐ ☒

(d) an application in any commission proceeding which left unresolved character issues against the applicant? ☐ ☒

If the answer to any of the questions in 5 is yes, state in Exhibit No. _____ the following:

- (i) Name, address and percentage of ownership in applicant;
- (ii) Nature of interest or connection, giving dates;
- (iii) Call letters of stations or file number of application or docket number;
- (iv) Location.

LEGAL QUALIFICATIONS

Multiple Applications

YES NO

6. The applicant certifies that there is no other application pending that would be directly mutually exclusive with this application in which this applicant has an interest of one percent or more or in which any party to this application is an officer, director or has an interest of one percent or more, direct or indirect.

☒ ☐

If no, this application cannot be accepted for filing.

Real Party In Interest Certification

7. The applicant certifies that no agreement, either explicit or implicit, has been entered into for the purposes of transferring or assigning to another party, any station construction permit or license or interest therein that is awarded as a result of a random selection or lottery.

☒ ☐

If No, this application cannot be accepted for filing.

Section VI

ENGINEERING DATA

1. Facilities requested:

a. Output Channel No. 265 Transmitter Power Output 100 W Proposed Principal Community (ies) to be served K E N A I - S O L D O T N A City A, K State A, K
 Frequency 100.9 MHz.

Primary station (station to be rebroadcast - Translator station only) * SEE EXHIBIT 1-A

Call Sign KGTL-FM City H O M E R State A, K Frequency 103.5 MHz.

b. Offset (Low Power TV and TV Translator Stations only)

(Check one of the following)

☐ No offset ☐ Zero offset ☐ Plus offset ☐ Minus offset

c. Input Channel Frequency No.

_____ MHz.

If station is to operate via another translator station, indicate call sign and location of final intermediate translator.

2. Proposed transmitter location:

City S O L D O T N A State A, K
 County K E N A I P E N I N S U L A B O R O U G H

Address or other description of location:

Mile 3.5 Kenai Spur Rd., ALASCOM
 Radio Relay Site, Soldotna, Alaska.

Geographical coordinates of transmitting antenna to nearest second

North Latitude 60° 31' 57" West Longitude 151° 04' 51"

Attach as Exhibit No. _____ a map or maps (preferably topographic, if obtainable, such as Geological Survey quadrangles) for the area of the proposed transmitter location shown drawn thereon the following data: **NO CHANGE SINCE FILING**

a. Scale of miles.

b. Proposed transmitter location accurately plotted.

c. Principal community to be served by the proposed station, clearly identified and labeled.

3. Transmitter:	Make	Type No.	Length	Output Power
	NO CHANGE			Watts P
4. Transmission line:	NO CHANGE			Rated efficiency E for length given (decimal fraction)
5. Transmitting antenna				
Manufacturer		Model ¹	Description ¹	
NO CHANGE SINCE FILING				
Orientation ²	Height above ground ³	Elevation of Site ⁴	Power gain G (multiplier) in lobe of maximum radiation relative to a halfwave dipole. ⁵	

Effective radiated power R

NO CHANGE SINCE FILING

(R=P X E X G) _____ kw.

Height of radiation center above mean sea level _____ ft.

¹ Give basic type using general descriptive terms such as half-wave dipole, "bow-tie" with screen, corner reflector, 10 element Yagi, 4 element in-phase array, two stacked 5 element Yagis, etc.

Show the direction of the main radiation lobe in degrees with respect to true north in a 360 degree horizontal azimuth, numbered clockwise, with true north as zero azimuth.

³ Show height to topmost portion of structure, including highest top mounted antenna and beacon if any.

⁴ Show the ground elevation above mean sea level at the base of the transmitting antenna supporting structure.

⁵ Give the actual power gain toward the radio horizon.

Attach as Exhibit No. _____ a vertical plan sketch for the proposed total structure(s) including supporting structure(s), giving height of center of radiation above ground, overall height of structure above ground, including lighting beacon (if any) and height above mean sea level in feet for all significant features for BOTH RECEIVING AND TRANSMITTING ANTENNAS. Also indicate any horizontal separation between receiving and transmitting antennas.

NO CHANGE SINCE FILING

7. Will the proposed antenna supporting structure be shared with another station or stations of any class?

If Yes, list the call signs and class of such stations.

☐ YES

☐ NO

NO CHANGE SINCE FILING

8. Attach as Exhibit No. _____ a polar diagram of the radiation pattern (relative field) of the transmitting antenna showing clearly the correct relationship between the major lobe or lobes and the minor lobes of radiation and a tabulation of the pattern at every ten degrees and all maxima and minima. Applicants proposing use of multiple transmitting antennas shall submit a composite radiation pattern. If a non directional transmitting antenna will be employed, i.e., an antenna with an approximately circular radiation pattern, check here ☐ and omit polar diagram.

NO CHANGE
SINCE FILING

9. Has FAA been notified of proposed construction?

☐ YES

☐ NO

If Yes, give date and office where notice was filed.

NO CHANGE SINCE FILING

10. Unattended operation:

- a. Is unattended operation proposed?

NO CHANGE SINCE FILING

☐ YES

☐ NO

If Yes, and this application is for authority to construct a new station or to make changes in the facilities of an authorized station which proposes unattended operation for the first time, applicant will comply with the several requirements of Section 74.734 (TV Translators) or Section 74.1234 (FM Translators) of the Rules concerning unattended operation.

- b. In space below state name, address and telephone number of a person or persons who may be contacted in an emergency to suspend operation of the translator should such action be deemed necessary by the Commission.

Name	Address (street or other description)	City	State	Telephone No. (include area code)
------	---------------------------------------	------	-------	--------------------------------------

DAVID F. BECKER	P. O. BOX 103	HOMER	ALASKA	(907) 235-7551
66140 DIAMOND RIDGE ROAD				

I certify that I represent the applicant in the capacity indicated below and that I have examined the foregoing statement of technical information and that it is true to the best of my knowledge and belief.

David F. Becker

Signature (Print name below)

10/31/85

Date

(907) 235-7551

Telephone No. (include area code)

DAVID F. BECKER

☐ Technical Director

☐ Registered Professional Engineer

☐ Consulting Engineer

☒ Chief Operator

☐ Other (specify)

10/31/85

Sec. VI, Para. 1(a)

EXHIBIT 1-A

In re: FM Translator Station K265BJ
BPFT-840410ME
100.9 MHz, Channel 265A
Kenai/Soldotna, Alaska

On Nov. 7, 1984, Peninsula Communications, Inc. was granted a Construction Permit to make changes in FM Translator station K265BJ. The proposed changes were to increase transmitter output power and to change its input source to the programming of station KGTL (AM). Since receiving the grant of the Construction Permit, extensive testing was initiated of feeding the programming of KGTL (AM) via the proposed subcarriers on KGTL-FM. It was found that after extensive testing, it was technically extremely difficult to secure two operating subcarriers with 10 KHz bandwidth and an acceptable amount of crosstalk from Main channel to Subcarriers. The best performance obtained (-41 dB) was not adequate for pleasant listening and was found to be quite annoying. In summary, after months of extensive testing and consultations with the SCA system manufacturer, (Moseley Electronics) it was decided that the system was not technically feasible under the present state-of-the-art. It was found that injection levels exceeding 15-16% were required for each subcarrier in order to get adequate quieting. The maximum allowable FCC limit is 10%. Decreasing system bandwidth improved crosstalk and noise problems but was considered an unacceptable trade-off particularly in listening fidelity.

Since the grant of the CP, another development occurred which now makes it undesirable to change the programming source for K265BJ. Kenai-Soldotna is now served with a new full-time Beautiful Music formatted station "KPEN-FM 102". The proposed subcarrier feed system would not compare favorably in technical quality with KPEN-FM and therefore, the idea has less merit now than before.

THEREFORE, IT REQUESTED THAT THE INPUT SOURCE OF K265BJ BE RETAINED WITH KGTL-FM (AS BEFORE) AND THAT ONLY THE CHANGES IN POWER AND ANTENNA SYSTEMS BE MADE AS PROPOSED.

FEDERAL COMMUNICATIONS COMMISSION

WASHINGTON, D.C. 20554

NOV 7 1984

IN REPLY REFER TO:

8930-MF

Peninsula Communications, Inc.
P.O. Box 103
Homer, Alaska 99603

In re: FM Translator Station K265BJ
BPFT-840410ME
100.9 MHz, Channel 265A
Kenai/Soldotna, Alaska

Gentlemen:

This concerns the above-referenced application to modify the facilities of FM Translator Station K265BJ, Kenai/Soldotna, Alaska; and the companion request for waiver of Sections 74.1235(a) and 74.1231(b) of the Commission's Rules which, respectively, limit Station K265BJ's transmitter output power to 10 watts, and prescribe that "an FM translator may be used only for the purpose of retransmitting the signals of an FM broadcast station or another FM translator station" [Emphasis added.] It is noted that Station 265BJ currently rebroadcasts Station KGTL-FM, Homer, Alaska, with a transmitter power level of 10 watts.

This application proposes to increase Station K265BJ's transmitter output power to 100 watts, and to change its input source to the programming of Station KGTL(AM), Homer, Alaska, as carried on the subsidiary communications spectrum of the translator's present primary Station KGTL-FM, Homer, Alaska. In support of your request to rebroadcast Station KGTL(AM) via the Station KGTL-FM S.C.A., you state that neither Kenai or Soldotna, Alaska are currently served by a local beautiful music format radio station. You assert that in light of the Commission's "Alaska exception" to allow for extraordinary uses of the spectrum, the public interest supports a waiver of Section 74.1231(b) of the Rules. Additionally, you state that difficulties in servicing the translator's amplifier can be eliminated by mounting it on the ground, and compensating for the increased line loss by increasing the transmitter output power to 100 watts. You also state that a waiver of Section 74.1235(a) of the Rules would substantially improve reception of the translator's signal to two populated areas separated from the transmitter site by between 15 and 17 miles of hilly and rough terrain. You assert that the "Alaska exception" also justifies this waiver.

The Commission has on a number of occasions recognized the unique nature of the communications industry in Alaska and the distinct lack of adequate communications service in the state. In Wrangell Radio Group, 75 FCC 2d 404, 46 RR 2d 1329 (1979), the Commission granted applications proposing satellite-fed TV translators in seven Alaska communities. Its decision was based on the need for additional over-the-air broadcast signals to serve small, isolated communities in the state. As the Commission noted:

The State of Alaska contains numerous small, isolated, and remote villages. Many of these remote native villages are more than 500 miles apart. As a result, television broadcast signals are not readily available off-the-air in most Alaskan communities. Additionally, the tremendous cost and impracticality (in some cases impossibility) of utilizing microwave to link those communities to broadcast signal sources leaves many communities without off-the-air broadcast programming as we know it in the lower 48 states.

After careful consideration of this matter, I am of the view that in light of the Commission's special concern for the availability of broadcast programming in Alaska, the public interest showing supporting your waiver requests justifies a grant of this application.

Accordingly, and under Section 0.283 of the Commission Rules, the aforementioned application IS HEREBY GRANTED and Sections 74.1235(a) and 74.1231(b) of the Rules ARE WAIVED to permit FM Translator Station K265BJ to operate with a transmitter output power of 100 watts and to rebroadcast Station KGTL(AM) via the Station KGTL-FM subsidiary communications spectrum.

Sincerely,



E. C. Gursky, Chief
Auxiliary Services Branch
Audio Services Division
Mass Media Bureau

cc: Jeffrey D. Southmayd, Esq.

receipt
COPY

SOUTHMAYD POWELL & TAYLOR
ATTORNEYS AT LAW
1764 CHURCH STREET, N.W.
WASHINGTON, DC 20036

JEFFREY D. SOUTHMAYD
RUSSELL C. POWELL
WILLIAM L. TAYLOR
STEPHEN C. SIMPSON*

(202) 797-8822

COUNSEL

GREGG R. POTVIN*

MICHAEL R. MILLER

February 5, 1986

RECEIVED

*ADMITTED IN IDAHO ONLY

*ADMITTED IN MA ONLY

FEB - 5 1986

FCC
Mr. William J. Tricarico, Secretary Office of the Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

Re: K265BJ
Kenai-Saldotna, Alaska

Dear Mr. Tricarico:

Transmitted herewith, in triplicate, on behalf of Peninsula Communications, Inc. is an FCC Form 347 license application for the above-referenced FM translator.

Please contact the undersigned should you have any questions regarding this matter.

Very truly yours,


Jeffrey D. Southmayd

Enclosures

JDS/vs

J11

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Approved by OMB
3060-0017
Expires 5-31-83

UNITED STATES OF AMERICA
FEDERAL COMMUNICATIONS COMMISSION

APPLICATION FOR TV OR FM BROADCAST
TRANSLATOR STATION LICENSE

INSTRUCTIONS

- A. This form is to be used in all cases when applying for a TV or FM Broadcast Translator Station License.
- B. Prepare and file three copies of this form and all exhibits with the Federal Communications Commission, Washington, D. C. 20554.
- C. Number exhibits serially in the space provided in the body of the form and list each exhibit in the space provided on page two of this form.
- D. The name of the applicant must be stated exactly as it appears on the construction permit which is being covered.
- E. Information called for by this application which is already on file with the Commission need not be refiled in this application provided (1) the information is now on file in another application or FCC form filed by or on behalf of this applicant; (2) the information is identified fully by reference to the file number (if any), the FCC form number, and the filing date of the application or other form containing the information and the page or paragraph referred to, and (3) after making the reference the applicant states: "No change since date of filing". Any such reference will be considered to incorporate into this application all information, confidential or otherwise, contained in the application or other form referred to. The incorporated application or other form will thereafter, in its entirety, be open to the public.
- F. This application shall be personally signed by the applicant, if the applicant is an individual; by one of the partners, if the applicant is a partnership; by an officer, if the applicant is a corporation; by a member who is an officer, if the applicant is an unincorporated association; by such duly elected or appointed officials as may be competent to do so under the laws of the applicable jurisdiction, if the applicant is an eligible government entity; or by the applicant's attorney in case of the applicant's physical disability or of his absence from the United States. The attorney shall, in the event he signs for the applicant, separately set forth the reason why the application is not signed by the applicant. In addition, if any matter is stated on the basis of the attorney's belief only (rather than his knowledge), he shall separately set forth his reasons for believing that such statements are true.
- G. **BE SURE ALL NECESSARY INFORMATION IS FURNISHED AND ALL PARAGRAPHS ARE FULLY ANSWERED. IF ANY PORTIONS OF THE APPLICATION ARE NOT APPLICABLE, SPECIFICALLY SO STATE. DEFECTIVE OR INCOMPLETE APPLICATIONS MAY BE RETURNED WITHOUT CONSIDERATION.**
- H. **NO PUBLIC NOTICE IS REQUIRED FOR A LICENSE APPLICATION.**

(For Commission Use Only)

File No.

1. Name of applicant (See Instruction D)

PENINSULA COMMUNICATIONS, INC.
P. O. BOX 103

Street Address

66140 Diamond Ridge Road

City

Homer

State

Alaska

ZIP Code

99603

Telephone (include Area Code)

(907) 235-7551 or 235-7651

2. Call Sign of Translator

K265BJ

3. Construction permit covered by this application

File number

BMPFT-851106TC

Date of Construction Permit

Nov. 18, 1985

Construction begun

Dec. 1, 1985

Construction completed

Jan. 25, 1986

Is the station now in satisfactory operating condition and ready for regular operation? If not, explain.

☒ YES ☐ NO

Apart from the apparatus constructed, have all the terms, conditions, and obligations set forth in the above-described construction permit been fully met? If "No", state exceptions.

☒ YES ☐ NO

4. Station Identification

Indicate how station identification will be made:

☐ FSK ☐ Amplitude Modulation of FM Aural Carrier

☒ by Primary Station ☐ Not Required

If by primary station, is current information on file with the primary station as to your call letters, exact location of your station, and the name, address, and telephone number of the person to be contacted in an emergency to suspend operation of the translator?

☒ YES ☐ NO

FINANCIAL DATA

5. Cost of station

a. Give actual cost of construction of translator station

\$ 3615.00

b. Have there been any substantial changes in the financial data submitted with the application for construction permit? ☐ YES ☒ NO

c. If answer to Question 5b is yes, submit as Exhibit No.

a statement outlining such changes.

ENGINEERING DATA

6. Facilities authorized in construction permit.

a. Output Channel No. 265A Frequency: 100.9 MHz	Transmitter output power 100 Watts Dual Output	Proposed Principal Community or Communities to be served: City: Kenai & Soldotna State: Alaska	Primary Station: Call: KGTL-FM Channel No. 278 City: Homer State: Alaska Frequency: 103.5 MHz
b. Input Channel No. 278 Frequency: 103.5 MHz			

7. Transmitter location

City Soldotna	County Kenai Peninsula Borough	State Alaska
Address or other description of location Mile 3.5 Kenai Spur Road, Alascom Radio Relay Site, Soldotna, AK.		Geographical coordinates of transmitting antenna to nearest second North Latitude 60° 31' 57" West Longitude 151° 04' 51"

8. Does the apparatus constructed, the transmitter location, or mode of operation differ from that described in the application for construction permit or in the permit issued by the Commission? ☐ Yes ☒ No

If "Yes", describe in detail, by attaching Exhibit No. , the nature of changes, particularly with regard to type of transmitter, transmitting antenna, antenna orientation, transmission line, or increase in overall height above ground of either the transmitting or receiving antenna structure. Show recomputation of effective radiated power resulting from any such changes.

9. If antenna obstruction painting and lighting specifications were made a part of the construction permit, have same been installed as prescribed and in proper working order? ☒ Yes ☐ No

If "No", explain in Exhibit No. , attached. ☐ Not Required

10. Give name, address, ZIP Code, and telephone number of person(s) to contact if transmitter must be turned off in event of emergency:

David F. Becker (907) 235-7551
P. O. BOX 103
Homer, Alaska 99603

The APPLICANT hereby waives any claim to the use of any particular frequency or of the ether as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934.)

The APPLICANT represents that this application is not filed for the purpose of impeding, obstructing, or delaying determination on any other application with which it may be in conflict.

The APPLICANT acknowledges that all the statements made in this application and attached exhibits are considered material representations, and that all the exhibits are a material part hereof and are incorporated herein as if set out in full in the application

CERTIFICATION

I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith.

Signed and dated this 25 day of January 1986.

(907) 235-7551
Telephone (Include Area Code)

PENINSULA COMMUNICATIONS, INC.

(Name of Applicant)

David F. Becker (Signature)

David F. Becker (Signature)
Title President

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND IMPRISONMENT. U.S. CODE, TITLE 18, SECTION 1001.

FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT

The solicitation of personal information requested in this application is authorized by the Communications Act of 1934, as amended.

The principal purpose(s) for which the information will be used is to determine if the benefit requested is consistent with the public interest.

The staff, consisting variously of attorneys, accountants, engineers, and application examiners, will use the information to determine whether the application should be granted, denied, dismissed, or designated for hearing. If all the information requested is not provided, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide the missing information. Accordingly, every effort should be made to provide all necessary information.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, DECEMBER 31, 1974, 5 U. S. C. 552a(e) (3).

EXHIBITS furnished as required by this form:

EXHIBIT NO.	PARA. NO. OF FORM	NAME OF OFFICER OR EMPLOYEE (1) BY WHOM OR (2) UNDER WHOSE DIRECTION EXHIBIT WAS PREPARED (SHOW WHICH)	OFFICIAL TITLE
		NOT APPLICABLE	

Receipt
COPY

SOUTHMAYD POWELL & TAYLOR
ATTORNEYS AT LAW
1764 CHURCH STREET, N.W.
WASHINGTON, DC 20036

JEFFREY D. SOUTHMAYD
RUSSELL C. POWELL
WILLIAM L. TAYLOR
STEPHEN C. SIMPSON*

(202) 797-8822

COUNSEL
GREGG R. POTVIN*
MICHAEL R. MILLER

*ADMITTED IN IDAHO ONLY

March 30, 1987

*ADMITTED IN MA ONLY

RECEIVED

MAR 30 1987

FCC
Office of the Secretary

Mr. William J. Tricarico
Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

Re: K265BJ
Kenai-Soldotna, AK

Dear Mr. Tricarico:

Transmitted herewith, in triplicate, on behalf of Peninsula Communications, Inc. is an FCC Form 346 application seeking modification of the above-referenced facilities. The requested modification is for authority to change the output channel from 100.9 MHz (265A) to 104.9 MHz (285A). No other changes are requested.

Should you have any questions concerning this matter, please contact the undersigned.

Very truly yours,

Stephen C. Simpson
Stephen C. Simpson

SCS/cmj

COMMISSION USE ONLY

File No.

APPLICATION FOR AUTHORITY TO CONSTRUCT OR MAKE CHANGES
IN A LOW POWER TV, TV TRANSLATOR OR FM TRANSLATOR STATION
(Carefully read instructions before filling out form—RETURN ONLY FORM TO FCC)

Section 1

GENERAL INFORMATION

1. Name of Applicant

PENINSULA COMMUNICATIONS, INC.
Street Address P. O. BOX 103

City

66140 DIAMOND RIDGE RD. HOMER

State

AK

ZIP Code

99603

Telephone No. (include area code)

(907) 235-7551

2. This application is for: (check one box)

☒ FM Translator

☐ Low Power Television

☐ Low Power TV-Subscription TV
(FCC approved technical system)

☐ TV Translator

(a) Channel No.

28.5A

(b) Community of License

KENAI-SOLDOTNA

City

State

AK

Check the appropriate boxes below:

(1) New Station

☐

*(2) Modification of Construction Permit (CP)

(Check this box only if CP is not covered by an operating license)

☐

CP File No.

BPFT-840410ME

BLFT-860205TC

Call Letters

K 2 6 5 B J

Application Reference No.

(3) Change in licensed facilities

☐ (check Major or Minor)

Major ~~XXXX~~

Minor ☐

*(4) Amendment of pending applications

☐

Note: *If the proposed change is "minor" pursuant to Section 73.3572 of the Commission's Rules attach plots, comparing the existing and proposed protected signal contours as Exhibit No. _____

**For amendments to a previously filed application, submit only Section I and those portions of the form that contain the amended information.

3. (a) Is this application mutually exclusive with a renewal application?

☐ Yes ☒ No

(b) To the applicant's knowledge, is this application mutually exclusive with another application(s)?
If the answer to question 3(a) or 3(b) is Yes, state the following information.

☐ Yes ☒ No

Call letters or File No.

Community of License

City

State

(a) _____

(b) _____

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GENERAL INFORMATION

YES NO

(a) Is translator applicant the licensee of primary station?

☒ ☐

(b) If answer to 4(a) is No, has written authority been obtained from the licensee of the station whose programs are to be retransmitted?

☐ ☐

5. Station Identification.

The Applicant certifies that it will comply with applicable station identification rules. See Sections 73.1201, 74.783 and 74.1283 of the Commission's Rules.☒ ☐

6. Is type approved broadcast equipment being specified?

☒ ☐

If No, indicate date equipment was submitted to FCC Laboratory for approval.

7. Would a Commission grant of your application be a major action as defined by Section 1.1305 of the of the Commission's Rules?

☐ ☒

If Yes, attach as Exhibit No. _____ the required statement in accordance with Section 1.1311 of the Commission's Rules.

If No, explain briefly. None of the provisions of Section 1.1305(a) is applicable.

8. If the application is for a new FM translator, have any funds, legal or engineering services or anything else of value been furnished, directly or indirectly, by the licensee, or permittee of any FM broadcast station or any person associated with such station?

N/A ☐ ☐

If Yes, attach an explanation as Exhibit No. _____, identifying the source and nature of the financial support or assistance.

Applicant's Name

PENINSULA COMMUNICATIONS, INC.

Applicant is (check one of the following):

☐ an individual ☐ a general partnership ☐ a limited partnership ☒ a corporation ☐ other

2. If the applicant is an unincorporated association or a legal entity other than an individual, partnership or corporation, described in Exhibit No. ____ the nature of the applicant.

CITIZENSHIP AND OTHER STATUTORY REQUIREMENTS

YES NO

3. (a) Is the applicant in compliance with the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments?

☒ ☐

- (b) Will any funds, credit, etc., for the construction, purchase or operation of the station(s) be provided by aliens, foreign entities, domestic entities controlled by aliens, or other agents?

☐ ☒

If yes, provide particulars as Exhibit No. ____.

4. (a) Has an adverse finding been made, adverse final action taken or consent decree approved by any court or administrative body as to the applicant or any party to the application in any civil or criminal proceeding brought under the provisions of any law related to the following: any felony, antitrust, unfair competition, fraud, unfair labor practices or discrimination?

☐ ☒

- (b) Is there now pending in any court or administrative body any proceeding involving any of the matters referred to in 4(a)?

☐ ☒

If the answer to 4(a) or 4(b) is Yes, attach as Exhibit No. ____, a full disclosure concerning the persons and matters involved, identifying the court or administrative body and the proceeding (by dates and file numbers), stating the facts upon which the proceeding was based or the nature of the offense committed, and disposition or current status of the matter.

YES NO

5. Has the applicant or any party to this application had any interest in:

- (a) an application which has been dismissed with prejudice by the Commission?

☐ ☒

- (b) an application which has been denied by the Commission?

☐ ☒

- (c) a broadcast station, the license for which has been revoked?

☐ ☒

- (d) an application in any commission proceeding which left unresolved character issues against the applicant?

☐ ☐

If the answer to any of the questions in 5 is yes, state in Exhibit No. ____ the following:

- (i) Name, address and percentage of ownership in applicant;
- (ii) Nature of interest or connection, giving dates;
- (iii) Call letters of stations or file number of application or docket number;
- (iv) Location.

Section VI

ENGINEERING DATA

1. Facilities requested:

a. Output Channel No. 285A Transmitter Rated Power Output 100 W Proposed Principal Community(ies) to be served KENAI - SOLDOTNA City AK State

Frequency 104.9 MHz. ***SEE EXHIBIT A-1

Primary station (station to be rebroadcast — Translator station only)

Call Sign KGTL-FM City HOMER State AK Frequency 103.5 MHz.

b. Offset (Low Power TV and TV Translator Stations only)
(Check one of the following)

☐ No offset ☒ Zero offset ☐ Plus offset ☐ Minus offset

c. Input Channel Frequency

278 No. 103.5 MHz.

If station is to operate via another translator station, indicate call sign and location of final intermediate translator.

2. Proposed transmitter location:

City SOLDOTNA State AK
County KENAI PENINSULA BOROUGH

Address or other description of location:
Mile 3.5 Kenai Spur Rd., ALASCOM
Radio Relay Site, Soldotna, Alaska

Geographical coordinates of transmitting antenna
to nearest second

North Latitude 60° 31' 57" West Longitude 151° 04' 51"

Attach as Exhibit No. _____ a map or maps (preferably topographic, if obtainable, such as Geological Survey quadrangles) for of the area of the proposed transmitter location shown drawn thereon the following data: **NO CHANGE SINCE FILING**

a. Scale of miles.

b. Proposed transmitter location accurately plotted.

c. Principal community to be served by the proposed station, clearly identified and labeled.

3. Transmitter:	Make NO CHANGE	Type No.	Length	Output Power kw.
4. Transmission line:	NO CHANGE			Rated efficiency E for length given (decimal fraction)
5. Transmitting antenna <input type="checkbox"/> Directional <input type="checkbox"/> Non-Directional				
Manufacturer NO CHANGE SINCE FILING		Model ¹		Description ¹
Orientation ²	Height above ground ³	Elevation of Site ⁴	Power gain G (multiplier) in lobe of maximum radiation relative to a halfwave dipole. ⁵	

Effective radiated power (ERP)
(ERP=P X E X G) _____ kw.

NO CHANGE SINCE FILING

Height of antenna radiation center above mean sea level _____ ft.

¹Give basic type using general descriptive terms such as half-wave dipole, "bow-tie" with screen, corner reflector, 10 element Yagi, 4 element in-phase array, two stacked 5 element Yagis, etc.

²Show the direction of the main radiation lobe in degrees with respect to true north in a 360 degree horizontal azimuth, numbered clockwise, with true north as zero azimuth.

³Height to topmost portion of structure, including highest top mounted antenna and beacon if any.
⁴the ground elevation above mean sea level at the base of the transmitting antenna supporting structure.
⁵the actual power gain toward the radio horizon.

6. Attach as Exhibit No. _____ a vertical plan sketch for the proposed total structure(s) including supporting structure(s), giving height of center of radiation above ground, overall height of structure above ground, including lighting beacon (if any) and height above mean sea level in feet for all significant features for BOTH RECEIVING AND TRANSMITTING ANTENNAS. Also indicate any horizontal separation between receiving and transmitting antennas.

NO CHANGE SINCE FILING

7. Will the proposed antenna supporting structure be shared with another station or stations of any class?

If Yes, list the call signs and class of such stations.

☐ YES ☐ NO

8. Attach as Exhibit No. _____ a polar diagram of the radiation pattern (relative field) of the transmitting antenna showing clearly the correct relationship between the major lobe or lobes and the minor lobes of radiation and a tabulation of the pattern at every ten degrees and all maxima and minima. Applicants proposing use of multiple transmitting antennas shall submit a composite radiation pattern. If a non directional transmitting antenna will be employed, i.e. an antenna with an approximately circular radiation pattern, check here ☐ and omit polar diagram.

NO CHANGE
SINCE FILING

9. Has FAA been notified of proposed construction?

☐ YES ☐ NO

If Yes, give date and office where notice was filed.

NO CHANGE SINCE FILING

10. Unattended operation:

- a. Is unattended operation proposed?

NO CHANGE SINCE FILING

☐ YES ☐ NO

If Yes, and this application is for authority to construct a new station or to make changes in the facilities of an authorized station which proposes unattended operation for the first time, applicant will comply with the several requirements of Section 74.734 (TV Translators) or Section 74.1234 (FM Translators) of the Rules concerning unattended operation.

- b. In space below state name, address and telephone number of a person or persons who may be contacted in an emergency to suspend operation of the translator should such action be deemed necessary by the Commission.

Name	Address (street or other description)	City	State	Telephone No. (include area code)
David F. Becker	PO Box 103 66140 Diamond Ridge Rd.	Homer	Alaska	(907) 235-7551

I certify that I represent the applicant in the capacity indicated below and that I have examined the foregoing statement of technical information and that it is true to the best of my knowledge and belief.

David F. Becker

Signature (Print name below)

3/17/87

Date

(907) 235-7551

Telephone No. (include area code)

David F. Becker

☐ Technical Director☐ Registered Professional Engineer☐ Consulting Engineer☒ Chief Operator☐ Other (specify)

United States of America
Federal Communications Commission

File No.: BLFT-860205TC

FM License For a
Broadcast Translator Station

Call Sign: K265BJ

Subject to the provisions of the Communications Act of 1934, subsequent acts, and treaties, and all regulations heretofore or hereafter made by this Commission, and further subject to conditions set forth in this license, the licensee is hereby authorized to use and operate the radio transmitting apparatus hereinafter described.

1. Name of Licensee: PENINSULA COMM, INC.
2. License term ending 3 a.m. Local Time: 4-1-89
3. Principal community to be served: KENAI AND SOLDOTNA, AK
4. Primary station: KGTL-FM, CH 278, HOMER, AK
5. Via: DIRECT
6. Operating assignment: Channel: 265A 100.9 MHz
7. Hours of operation: Unlimited.
8. Transmitter: JONES J-316, +J-319 + QEU 675T150 AMPI
9. Transmitter power output: 100 ¹⁰⁰ watts
10. Transmitting antenna location: MILES 3.5 KENAI SPUR RD, ALASCOM RADIO RELAY ST
SOLDOTNA, AK
11. North Latitude: 60 31 57
- West Longitude: 151 04 51
12. Transmitting Antenna: SCALA HDCA-10 10 element yagis, stacked,
skewed, mast mounted on a platform on steel
tower.
13. Antenna supporting structure: 315 ft
14. Overall height above ground: 90, 170, 235, 300
15. Main radiation lobe oriented:
16. Obstruction marking specifications: In accordance with the following paragraphs of FCC Form 715
(attached):
17. Conditions:

The Commission reserves the right during said license period of terminating this license or making effective any changes or modification of this license which may be necessary to comply with any decision of the Commission rendered as a result of any hearing held under the rules of the Commission prior to the commencement of this license period or any decision rendered as a result of any such hearing which has been designated but not held, prior to the commencement of this license period.

This license is issued on the licensee's representation that the statements contained in licensee's application are true and that the undertakings therein contained, so far as they are consistent herewith, will be carried out in good faith. The licensee shall, during the terms of this license, render such service as will serve public interest, convenience, or necessity to the full extent of the privileges herein conferred.

This license shall not vest in the licensee any right to operate the station nor any right in the use of the frequencies designated in the license beyond the term hereof, nor in any other manner than authorized herein. Neither the license nor the rights herein granted shall be transferred, assigned, or in any manner either voluntarily or involuntarily disposed of, or indirectly by transfer of control of the licensee, if a corporation, to any person without the written consent of the Commission. This license is subject to the right of use or control by the Government of the United States conferred by Section 806 of the Communications Act of 1934.

Dated: 3-11-86

Federal
Communications
Commission

3/17/87

Sec.VI, Para. 1(a)

EXHIBIT A - 1

Applicant is currently licensee of this FM Translator Station, K265BJ and is hereby making application to change the output channel from 100.9 MHz (265A) to 104.9 MHz (285A). THIS IS THE ONLY CHANGE REQUESTED. All other technical aspects of the currently operating facility will remain unchanged. The change is requested for the following reasons:

- 1) Applicant is licensee of KGTL-FM, the primary station which is being translated. Applicant is standardizing all of the FM translators which rebroadcast KGTL-FM to the same output channel, 104.9 MHz (285A) in each city where KGTL-FM is rebroadcast. This includes Kodiak, (K285AA) Alaska and Homer, Alaska (where applicant has filed to change frequency from 103.9 to 104.9 MHz (K280CU)).
- 2) The second consideration is that the current output channel of 100.9 MHz falls midway between the only two local FM stations: KWHQ 100.1 MHz and KPEN-FM 101.7 MHz. With relatively low power in comparison to these two local signals, it is sometimes difficult to find the signal on inexpensive receivers with poor selectivity. Therefore, a move up the dial to a clear spot will greatly improve the reception to more listeners on the requested new channel of 104.9 MHz. There are no conflicts in using 104.9 MHz, since it meets all clear channel spacing requirements plus 3 adjacent channels both above and below the proposed frequency. The nearest signal is "KNIK" (FM) in Anchorage, more than 65 miles away on 105.3 MHz.

Does the applicant propose to employ five or more fulltime employees?

☐ YES ☒ NO

If the answer is Yes, the applicant must include an EEO program called for in the separate 5 Point Model EEO Program.

Section VIII

Certification

Has or will the applicant comply with the public notice requirement of Section 73.3580 of the Commission's Rules?

☒ YES ☐ NO

The APPLICANT hereby waives any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

The APPLICANT acknowledges that all the statements made in this application and attached exhibits are considered material representations, and that all exhibits are a material part hereof and incorporated herein.

The APPLICANT represents that this application is not filed for the purpose of impeding, obstructing, or delaying determination on any other application with which it may be in conflict.

In accordance with Section 1.65 of the Commission's Rules, the APPLICANT has a continuing obligation to advise the Commission, through amendments, of any substantial and significant changes in information furnished.

**WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND IMPRISONMENT.
U.S. CODE, TITLE 18, Section 1001.**

I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith.

Signed and dated this 17 day of March, 19 87

PENINSULA COMMUNICATIONS, INC.

Name of Applicant

David F. Becker

Signature

David F. Becker

President

Title

**FCC NOTICE TO INDIVIDUALS REQUIRED BY PRIVACY ACT
AND THE PAPERWORK REDUCTION ACT**

The solicitation of personal information requested in this application is authorized by the Communications Act of 1934, as amended. The principal purpose for which the information will be used is to determine if the benefit requested is consistent with the public interest. The staff, consisting variously of attorneys, analysts, engineers and application examiners, will use the information to determine whether the application should be granted, denied, dismissed, or designated for hearing. If all the information requested is not provided, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide the missing information. Accordingly, every effort should be made to provide all necessary information. Your response is required to obtain the requested Authority.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, DECEMBER 31, 1974, 5 U.S.C. 552a(e)(3) AND THE PAPERWORK REDUCTION ACT OF 1980, P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3507.

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